

THE KENTUCKY BOARD OF LICENSURE FOR PRIVATE INVESTIGATORS

Minutes
June 9, 2011

A regular Board Meeting of the Kentucky Board of Licensure for Private Investigators was held at the Board offices, Office of Occupations and Professions, 911 Leawood Drive, Frankfort, KY on June 9, 2011.

MEMBERS PRESENT

Edward Mercer, Chairman
Mary Cope Halmhuber, Citizen at Large
Sheriff Kathryn H. Whitt
Nicole H. Pang, Representing Attorney General

OCCUPATIONS & PROFESSIONS STAFF

Jeremy Horton, Deputy Executive Director
Adriana Lang, Board Administrator

MEMBER ABSENT

Tracy J. Watwood, Police Officer
John L. Logdon, Private Investigator
Daniel Triplett, Private Investigator

OTHERS PRESENT

Angela Evans, Board Counsel

CALL TO ORDER

The Chairman, Mr. Mercer, called the meeting to order at 1:05 p.m.

APPROVAL OF MINUTES

The minutes of May 5, 2011 regular meeting was called to the attention of the members. A motion was made by Ms. Halmhuber to approve the minutes, as amended. The motion, seconded by Sheriff Witt, carried unanimously.

FINANCIAL STATEMENT

The Board reviewed the Financial Statements for the period ending April 30, 2011 and May 31, 2011. A motion was made by Ms. Halmhuber to approve the Financial Statements as presented. The motion, seconded by Ms. Pang, carried unanimously.

LICENSURE STATUS REPORT

The Board reviewed the Licensure Status Report ending June 9, 2011.

DIRECTOR'S REPORT

Jeremy Horton Introduced himself as the new Deputy Executive Director of the Office of Occupations and Professions. Mr. Horton provided the following report on behalf of Shannon Tivitt:

1) Discussed an e-mail regarding the budget money not being transferable to this year budget, in addition to a possible increase from last year to a 2.50 % reduction across the boards under the office of Occupations and Professions. More information regarding the budget will be available at upcoming meeting. Mr. Horton asked members of the Board to feel free to contact him if they have any questions regarding the budget.

ATTORNEY'S REPORT/LEGAL MATTERS

Ms. Evans provided the following report:

1) Office of Attorney General Ethics Memo, Executive Order 2008-454 paragraphs 7, 8 and 9 and Executive Order 2009-882. The Board agreed to have the Ethics training during a regular Board meeting day. Ms. Evans asked Mr. Horton to follow up with Ms. Tivitt to check availability to have the ethics training during the July 7, 2011 meeting.

2) She contacted the Mt. Washington city attorney and discussed KRS 329A.085. He responded that the license required by the city of Mt. Washington is a business license occupational license required to all professions.

3) Discussed renewal concerns about the full two year license from Mr. Ahlgrim. The Board requested Ms. Evans to send a response to Mr. Ahlgrim stating that the Board is taking measures to attempt to resolve the confusion created by incomparable statutes. However, the Board cannot remedy the situation before his employees renew their licenses and they will be required to submit their renewals with the applicable fees as they currently are listed.

4) Informed the Board that she has been receiving a lot of inquiries about the 240 rule. The Board requested Ms. Evans to work with Ms. Lang and create FAQs regarding the 240 rule.

OLD BUSINESS

Ms. Halmhuber stated that she will have the Mission Statement ready for the next scheduled meeting. She requested Board members and staff to send her an e-mail to remind her.

NEW BUSINESS

The Board reviewed a correspondence from Schroeder Measurement Technologies (SMT) requesting to schedule a conference call to discuss the renewal of the Contract between SMT and the Kentucky Board of Licensure for Private Investigators. The Board asked staff member to set up a conference call with SMT and include Edward Mercer, Mary Halmhuber, Angela Evans, and Shannon Tivitt.

The Board reviewed information correspondence from the Personnel Cabinet regarding Employee Care Clinics Offer Free Services.

COMPLAINT COMMITTEE REPORT

09-004- Ongoing.

2011-01-Ongoing. Angela Evans Will contacted the Office of Inspector General to discuss the matter and invite them to attend the next Complaint Committee Meeting.

2011-02 Ms. Halmhuber made a motion to dismiss complaint 2011-02. Sheriff Witt seconded the motion. The motion carried unanimously. Ms. Angela Evans will send a letter to the licensee involved.

2011-03- Ongoing- Authorize the OIG to conduct investigation. Angela Evans will contact the OIG and give them the instructions.

APPLICATION REVIEW COMMITTEE REPORT

The application Committee met at 10:00 a.m. Ms. Pang provided the following report:

INDIVIDUALS APROVED WITH PROVISIONS: *David Eddy, Daniel Hogle, Corey King and James Lally,*

A motion was made by Mr. Mercer to approve with provisions above names. The motion, seconded by Ms. Pang, carried unanimously.

INDIVIDUALS DEFERRED: *James Bartlett.*

A motion was made by Mr. Mercer to defer the above names. The motion, seconded by Ms. Halmhuber, carried unanimously.

INDIVIDUALS DENIED: *Trace Lawlessi.*

A motion was made by Mr. Mercer to deny the above names. The motion, seconded by Ms. Halmhuber, carried unanimously.

COMPANIES APPROVED WITH PROVISIONS: *New England Fire Cause & Origin.*

A motion was made by Mr. Mercer to approve with provisions the above company. The motion, seconded by Ms. Pang, carried unanimously.

INDIVIDUAL REINSTATEMENT APPROVED: *Henry P. Cease, Jr.*

A motion was made by Mr. Mercer to approve the above renewal. The motion, seconded by Ms. Halmhuber, carried unanimously.

INDIVIDUAL APPEAL REQUEST DEFERRED: *Donald Eugene Ledley.*

A motion was made by Mr. Mercer to defer the above appeal. The motion, seconded by Ms. Halmhuber, carried unanimously.

QUARTERLY REPORTS APPROVED: *Wyvon Turner, Larry Owens and Great Cincinnati Investigations, Inc.*

TEMPORARY EMPLOYEES REGISTRATION APPROVED: *lauren Burger, Jeremy Casey, Daryld Christman, Jacob Compton, Benjamin Edwards, Daniel Gardewin, George Gergis, Charles Giessing, Randy Gilbert, David Gray, William Gumm, Stanley Haacke, Terresia high, David Hoffman, Fintan Hobbs, Joshua Meeker, Robert Miller, Joseph Moran, Brett Patterson, Carlos Pella, Mia Pero, Brandon Reynolds, Ryan Richins, James Rucker, Michael Scheper, William Schmberger, Rhonda Smith-Graham, Bryce Tribe, Jason Wallace and Charles Watson.*

A motion was made by Mr. Mercer to approve the above names. The motion, seconded by Ms. Pang, carried unanimously.

TRAVEL AND PER DIEM

A motion was made by Ms. Halmhuber to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. The motion, seconded by Sheriff Witt, carried unanimously.

ADJOURNMENT

The Chairman, Mr. Mercer informed the Board that the next meeting is scheduled for Thursday July 7, 2011 at 1:00 p.m., the Application Review Committee Meeting at 10.00 a.m. Having no further business to be brought before the Board, a motion was made by Sheriff Witt to adjourn. Motion seconded by Ms. Pang, carried unanimously. The meeting adjourned at 2:20 p.m.

APPROVED